

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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ENIGMA SOFTWARE GROUP USA, LLC,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	Case No.: 1:16-cv-00057-PAE
	:	
BLEEPING COMPUTER LLC and	:	<b><u>NOTICE OF MOTION</u></b>
DOES 1-10,	:	
	:	
Defendants.	:	
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PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss, and accompanying Declaration and Exhibits thereto, and upon all prior papers and proceedings had herein, Defendant, Bleeping Computer LLC, by and through undersigned counsel, will move this Court before the Honorable Paul A. Engelmayer, United States District Judge, at the United States Courthouse, 40 Foley Square, Courtroom 1305, New York, NY 10007, for an order pursuant to Fed. R. Civ. P. 12(b)(6) and applicable law, dismissing the Amended Complaint (a copy of which is attached hereto) and granting such other and further relief and this Court deems just and proper.

Dated February 26, 2016

Respectfully Submitted,

<p>Marc J. Randazza, Esq.  <i>Pro Hac Vice Motion Forthcoming</i>                  RANDAZZA LEGAL GROUP, PLLC                  4035 South El Capitan Way                  Las Vegas, Nevada 89147                  Telephone: (702) 420-2001                  Facsimile: (305) 437-7662  <a href="mailto:ecf@randazza.com">ecf@randazza.com</a>  <i>Counsel for Defendant</i>  <i>Bleeping Computer LLC</i></p>	<p><u>/s/ Gregory W. Herbert</u>                  Gregory W. Herbert, Esq.                  New York Bar Registration No. 2502755                  GREENBERG TRAURIG, P.A.                  450 South Orange Avenue, Suite 650                  Orlando, FL 32801                  Telephone: (407) 420-1000                  Facsimile: (407) 841-1295  <a href="mailto:herbertg@gtlaw.com">herbertg@gtlaw.com</a>  <i>Counsel for Defendant</i>  <i>Bleeping Computer LLC</i></p>
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on February 26, 2016, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that a true and correct copy of the foregoing document is being served via transmission of Notices of Electronic Filing generated by CM/ECF.

**s/Gregory W. Herbert**  
Gregory W. Herbert